

SEP 02 2004

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

| | | | |
|--|---|------------------------|-------------------|
| | | Application Number | 10/026,188 |
| | | Filing Date | December 21, 2001 |
| | | First Named Inventor | Zuker, Charles S. |
| | | Art Unit | 1645 |
| | | Examiner Name | Not yet assigned |
| Total Number of Pages in This Submission | 5 | Attorney Docket Number | 02307E-114910US |

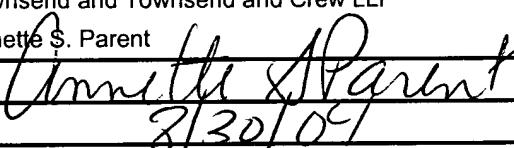
PTO/SB/21 (04-04)

1645
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ENCLOSURES (Check all that apply)

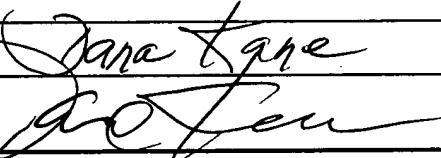
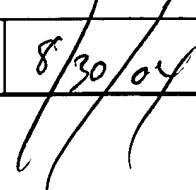
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|---|--|---|---------|--|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to Technology Center (TC) | | |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences | | |
| <input checked="" type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) | | |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information | | |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter | | |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): | | |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | <input type="checkbox"/> Return Postcard | | |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | | | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | | | |
| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application | | | | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | | | |
| <table border="1"> <tr> <td>Remarks</td> <td>The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.</td> </tr> </table> | | | Remarks | The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430. |
| Remarks | The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430. | | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | |
|-------------------------|---|--|
| Firm or Individual name | Townsend and Townsend and Crew LLP Annette S. Parent | |
| Signature |  | |
| Date | Reg. No. 42,058 8/30/04 | |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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| Typed or printed name |  | Date | 8/30/04 |
| Signature |  | |  |

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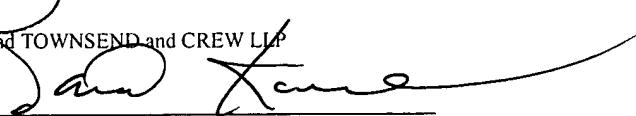
PATENT

Attorney Docket No.: 02307E-114910US
Client Ref. No.: UC Case No. 2001-124-2

Commissioner for Patents
Box 1450

SEP 02 2004 Alexandria, VA 22313-1450

TOWNSEND and TOWNSEND and CREW LLP

By: 

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ZUKER and ZHANG

Application No.: 10/026,188

Filed: December 21, 2001

For: ASSAYS FOR TASTE RECEPTOR
CELL SPECIFIC ION CHANNEL

Customer No.: 20350

Confirmation No.

Examiner: Not yet assigned

Technology Center/Art Unit: 1645

RESPONSE TO RESTRICTION
REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement mailed July 23, 2004, Applicants elect Group III, claims 1-9 and 12-15, as the claims relate to SEQ ID NO: 8, drawn to methods of modulating the activity of a human LTRP5 protein and for identifying modulators of said protein, classified in class 435, subclass 7.21.

The foregoing election is made with traverse, as the six groups set forth by the Examiner all stem from a common concept and theory, and are thus related. As such, prosecution of the claims of Groups I-VI would not place a substantially greater burden on the Examiner. Applicants therefore respectfully request that the Examiner withdraw the Restriction Requirement and consider all the claims together.

ZUKER and ZHANG
Application No.: 10/026,188
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PATENT

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,



Annette S. Parent
Reg. No. 42,058

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Attachments
ASP:dk
60297225 v1